

PATENT APPLICATION

Applicant(s) : Kurt WALLERSTORFER
For : METHOD FOR COMMUNICATION BETWEEN
CONTACTLESS-TYPE DATA CARRIERS AND
TERMINALS

PCT International Application No.: PCT/EP99/01932
PCT International Filing Date: March 22, 1999
U.S. Application No.
(if known, see 37 CFR 1.5): 09/720 374
Atty. Docket No.: HPBC C-79

Box PCT
Assistant Commissioner for Patents
Washington, DC 20231

FIRST CLASS MAILING CERTIFICATE

Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service under 37 CFR 1.8 as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, DC 20231, on March 9, 2001.


David S. Goldenberg

DSG/dg

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Correspondence: Second Transmittal Letter to the United States
Designated/Elected Office (DO/EO/US),
including attachments listed thereon

390.9912

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

EXPRESS MAIL LABEL NO.: None

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER: HPBC C-79

U.S. APPLICATION NO.

(If known, see 37 CFR 1.5): 09/720 374

INTERNATIONAL APPLICATION NO.: PCT/EP99/01932 INTERNATIONAL FILING DATE: March 22, 1999

PRIORITY DATE CLAIMED: June 22, 1998

TITLE OF INVENTION: METHOD FOR COMMUNICATION BETWEEN CONTACTLESS-TYPE DATA CARRIERS AND TERMINALS

APPLICANT(S) FOR DO/EO/US: Kurt WALLERSTORFER

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

1. Notification of Missing Requirements Form PCT/DO/EO/905
2. Acknowledgment Postcard

17. [] The following fees are submitted:

CALCULATIONS PTO USE ONLY

BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):

Neither international preliminary examination fee (37 CFR 1.482)
nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO
and International Search Report not prepared by the EPO or JPO ... \$1000.00
International preliminary examination fee (37CFR 1.482) not
paid to USPTO but International Search Report prepared by
the EPO or JPO \$ 860.00
International preliminary examination fee (37 CFR 1.482) not
paid to USPTO but international search fee (37 CFR 1.445(a)(2))
paid to USPTO \$ 710.00
International preliminary examination fee paid to USPTO (37
CFR 1.482) but all claims did not satisfy provisions of PCT
Article 33(1)-(4) \$ 670.00
International preliminary examination fee paid to USPTO (37 CFR
1.482) and all claims satisfied provisions of PCT Article 33(1)-(4).... \$ 100.00

ENTER APPROPRIATE BASIC FEE AMOUNT = \$ 0.00

Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [X] 30
months from the earliest claimed priority date (37 CFR 1.492(e)). \$ 130.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	- 20 =		X \$ 18.00	\$	0.00
Ind. claims	- 3 =		X \$ 80.00	\$	0.00
MULTIPLE DEPENDENT CLAIMS (if applicable)			+ \$270.00	\$	0.00
TOTAL OF ABOVE CALCULATIONS				= \$	0.00

Reduction of 1/2 for filing by small entity, if applicable. Small Entity Statement
must also be filed (Note 37 CFR 1.9, 1.27, 1.28). - \$ 0.00
SUBTOTAL = \$ 0.00

Processing fee of \$130.00 for furnishing the English translation later than [] 20 [] 30
months from the earliest claimed priority date (37 CFR 1.492(f)). + \$
TOTAL NATIONAL FEE = \$ 0.00

Fee for recording assignment (37 CFR 1.21(h)). The assignment must be accompanied
by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + \$
TOTAL FEES ENCLOSED = \$ 130.00

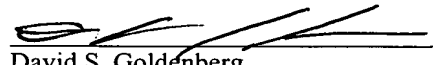
03/16/2001 NGUYEN 00000112 09720374 Amount to be refunded \$ 0.00
01 FC:154 130.00 OP charged \$ 0.00

- a. [X] A check in the amount of \$130.00 to cover the above fees is enclosed.
b. [] Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate
copy of this sheet is enclosed.
c. [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to
Deposit Account No. 06-1382. A duplicate copy of this sheet is enclosed.

**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a)
or (b)) must be filed and granted to restore the application to pending status.**

IN DUPLICATE

SEND ALL CORRESPONDENCE TO:
FLYNN, THIEL, BOUTELL & TANIS, P.C.
2026 Rambling Road
Kalamazoo, Michigan 49008-1699


David S. Goldenberg
Registration Number: 31 257

300.0900



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT

Washington, D.C. 20231

09/720374

U.S. APPLICATION NO. 09/720374	FIRST NAMED APPLICANT HALLERSTORFFER	ATTY. DOCKET NO. HPBC C-79
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5071
FLYNN THIEL BOUTELL & TANIS
2026 RAMBLING ROAD
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INTERNATIONAL APPLICATION NO. PCT/EP99/01932	
I.A. FILING DATE	PRIORITY DATE
DATE MAILED: 03/22/99 06/22/98	

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

02/09/01

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.☒ Copy of the international application in:☒ a non-English language.☐ English.☒ Translation of the international application into English.☐ Oath or Declaration of inventor(s) for DO/EO/US.☐ Copy of Article 19 amendments.☐ Translation of Article 19 amendments into English.☐ The International Preliminary Examination Report in English and its Annexes, if any.☐ Translation of Annexes to the International Preliminary Examination Report into English.☒ Preliminary amendment(s) filed 20 Dec 2000 and☐ Information Disclosure Statement(s) filed _____ and _____.☐ Assignment document.☐ Power of Attorney and/or Change of Address.☒ Substitute specification filed 20 Dec 2000.☐ Verified Statement Claiming Small Entity Status.☒ Priority Document.☒ Copy of the International Search Report and copies of the references cited therein.☒ Other: PCT/RO/101, PCT/EP/408, PCT/EP/4092. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

Enclosed:

☐ PCT/DO/EO/917☐ Notice of Defective Translation☐ PTO-875

Pat Booker, Paralegal

FORM PCT/DO/EO/905 (December 1997)

Telephone: 703-305-3738

FILE NO: HPBC 79 ATTY: DSG
DUE DATE: 03-09-2001 (20010309)
09/720 374 /INIT: (20010209)
ACTION: 10 RES PER: 1 M OK1